

IAP4 Rec'd PCT/PTO 05 JAN 2006

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No. : 10/537,027

Applicant : DEN HEUVEL, ET AL.

Filed : MAY 31, 2005

Title : CLINICAL ASSISTANT FOR COCHLEAR IMPLANT CARE

Art Unit : TO BE ASSIGNED

Examiner : TO BE ASSIGNED

Atty Docket No. : COCH-0148-US1

Commissioner for Patents

P. O. Box 1450

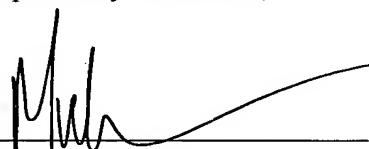
Alexandria, VA 22313-1450

Sir:

The below-identified communication(s) is (are) submitted in the above-captioned application or proceeding:

- ☒ Response to Notification of Missing Requirements under 35 U.S.C. 371 in the United States Designated/Elected Office (DO/EO/US) (1 page)
- ☒ Declaration for Patent Application and Appointment of Attorney (4 pages)
- ☒ Copy of Notification of Missing Requirements under 35 U.S.C. 371 in the United States Designated/Elected Office (DO/EO/US) (2 pages)
- ☒ Patent Fee Transmittal for FY2005 and Deposit Account Authorization (1 page w/dup.)
- ☒ Credit Card Payment Form (1 page)

Respectfully submitted,



Michael G. Verga
Registration Number 39,410

JAGTIANI + GUTTAG
Democracy Square Business Center
10363-A Democracy Lane
Fairfax, Virginia 22030
(703) 591-2664

January 5, 2006

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RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS UNDER 35
U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE
(DO/EO/US)

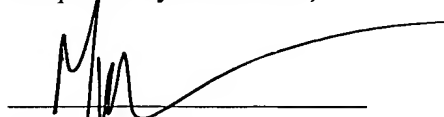
Sir:

This is in response to the Notification of Missing Requirements under 35 U.S.C. 371 in the United States Designated/Elected Office dated December 12, 2005, the period for response to which is set to expire on February 12, 2005.

Submitted herewith is the executed declaration in compliance with 37 CFR 1.497(a) and (b).

Please direct any inquiries in connection with this application directly to the undersigned.

Respectfully submitted,



Michael G. Verga
Registration Number 39,410

JAGTIANI + GUTTAG
Democracy Square Business Center
10363-A Democracy Lane
Fairfax, Virginia 22030
(703) 591-2664

January 5, 2006

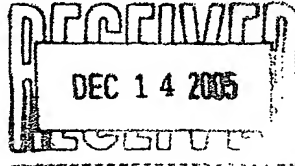


UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

U.S. APPLICATION NUMBER NO. 10/537,027	FIRST NAMED APPLICANT Koen van Den Heuvel	ATTY. DOCKET NO. COCH-0148-US1
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22506
JAGTIANI + GUTTAG
10363-A DEMOCRACY LANE
FAIRFAX, VA 22030



INTERNATIONAL APPLICATION NO. PCT/AU03/01475
I.A. FILING DATE 11/07/2003

CONFIRMATION NO. 1143
371 FORMALITIES LETTER
OC000000017448233

Date Mailed: 12/12/2005

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 05/31/2005
- Copy of the International Search Report filed on 05/31/2005
- Preliminary Amendments filed on 05/31/2005
- U.S. Basic National Fees filed on 05/31/2005
- Priority Documents filed on 05/31/2005
- Specification filed on 05/31/2005
- Claims filed on 05/31/2005
- Abstracts filed on 05/31/2005
- Drawings filed on 05/31/2005

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the international application number and international filing date.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

INDIA L EVANS

Telephone: (703) 308-9140 EXT 212

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/537,027	PCT/AU03/01475	COCH-0148-US1

FORM PCT/DO/EO/905 (371 Formalities Notice)

Patent Fee Transmittal for FY 2005

☐ Applicant Claims Small Entity Status 37 C.F.R. 1.27

TOTAL AMOUNT OF PAYMENT \$130.00

Application Number 10/537027
Filing Date 31-01-05
Named Inventor VAN DEN HEUVEL, Koen
Examiner Name To be assigned
Art Unit To be assigned
Attorney Docket No. COCH-0148-US1

FEE CALCULATION

1. Filing Fees

Application Type	Description	Large Entity		Small Entity		Paid
		Code	(\$)	Code	(\$)	
Utility	<input type="checkbox"/> Basic	1011	300	2011	150	\$ -
	<input type="checkbox"/> Examination	1311	200	2311	100	\$ -
	<input type="checkbox"/> Search	1111	500	2111	250	\$ -
Design	<input type="checkbox"/> Basic	1012	200	2012	100	\$ -
	<input type="checkbox"/> Examination	1312	130	2312	65	\$ -
	<input type="checkbox"/> Search	1112	100	2112	50	\$ -
Plant	<input type="checkbox"/> Basic	1013	200	2013	100	\$ -
	<input type="checkbox"/> Examination	1313	160	2313	80	\$ -
	<input type="checkbox"/> Search	1113	300	2113	150	\$ -
Reissue	<input type="checkbox"/> Basic	1014	300	2014	150	\$ -
	<input type="checkbox"/> Examination	1114	600	2114	300	\$ -
	<input type="checkbox"/> Search	1314	500	2314	250	\$ -
Provisional	<input type="checkbox"/> Basic	1005	200	2005	100	\$ -
National Stage	<input type="checkbox"/> Basic	1631	300	2631	150	\$ -
	<input type="checkbox"/> Examination	1633	200	2633	100	\$ -
	<input type="checkbox"/> Search	1632	500	2632	250	\$ -

2. Extra Claim Fee

a. Claims as Filed		Extra Claims		Large Entity		Small Entity		Paid
		Code	(\$)	Code	(\$)	Code	(\$)	
Total Claims	0	- 20 =	0	x	1201	50	2201	25 \$ -
Independent	0	- 3 =	0	x	1202	200	2202	100 \$ -
Multiple Dependent					1203	360	2203	180 \$ -

b. Claims as Amended

	After Amnt	Highest Paid	*	=	Present Extra	x	Large Entity Code (\$)	Small Entity Code (\$)	Paid
Total Claims	0	0	*	=	0	x	1201 50	2201 25	\$ -
Independent	0	0	**	=	0	x	1202 200	2202 100	\$ -
First Presentation of Multiple Dependent							1203 360	2203 180	\$ -
* Less than 20, enter 20 ** Less than 3, enter 3									

3. Extra Page Fee

		Extra Pages		Large Entity		Small Entity		Paid
		Code	(\$)	Code	(\$)	Code	(\$)	
Total Pages	0	-100	0	x	1081	250	2081	125 \$ -

Subtotal for Application Fees

1 \$ - + 2 \$ - + 3 \$ - = \$ -

4. Additional Fees

Description	Large Entity		Small Entity		Paid
	Code	(\$)	Code	(\$)	
Extension for response first month	1251	120	2251	60	\$ -
Extension for response second month	1252	450	2252	225	\$ -
Extension for response third month	1253	1,020	2253	510	\$ -
Extension for response fourth month	1254	1,590	2254	795	\$ -
Extension for response fifth month	1255	2,160	2255	1,080	\$ -
Notice of Appeal	1401	500	2401	250	\$ -
Filing a Brief in Support of an Appeal	1402	500	2402	250	\$ -
Request for Oral hearing	1403	1,000	2403	500	\$ -
Petitions under 1.17(f)	1462	400	1462	400	\$ -
Petitions under 1.17(g)	1463	200	1463	200	\$ -
Petitions under 1.17(h)	1464	130	1464	130	\$ -
Petition - public use proceeding	1451	1,510	1451	1,510	\$ -
Petition to Revive - Unavoidable	1452	500	2452	250	\$ -
Petition to Revive - Unintentional	1453	1,500	2453	750	\$ -
Utility Issue Fee	1501	1,400	2501	700	\$ -
Design Issue Fee	1502	800	2502	400	\$ -
Plant Issue Fee	1503	1,100	2503	550	\$ -
Reissue Issue Fee	1511	1,400	2511	700	\$ -
Publication Fee	1504	300	1504	300	\$ -
Statutory Disclaimer	1814	130	2814	65	\$ -

(cont.)

Description (cont.)	Large Entity		Small Entity		Paid
	Code	(\$)	Code	(\$)	
Recording each Assignment	8021	40	8021	40	\$ -
Submission of IDS	1806	180	1806	180	\$ -
Request for Cont. Examination (RCE)	1801	790	2801	395	\$ -
Filing Submission After Final	1809	790	2809	395	\$ -
Surcharge - late filing fee or oath	1051	130	2051	65	\$ 130
Surcharge - late provisional fee	1052	50	2052	25	\$ -
Non-English Specification	1053	130	1053	130	\$ -
Processing Fee 37 CFR 1.17(q)	1807	50	1807	50	\$ -
Request for Ex Parte Reexamination	1812	2,520	1812	2,520	\$ -
Request Pub. of SIR prior to action	1804	920	1804	920	\$ -
Request Pub. of SIR after action	1805	1,840	1805	1,840	\$ -
Each Add. Invention Examined	1810	790	2810	395	\$ -
Expedited Examination (Design)	1802	900	1802	900	\$ -
Unintentionally Delayed Priority Claim	1453	1,370	1453	1,370	\$ -
Certificate of Correction	1811	100	1811	100	\$ -
Maintenance Fees 3.5 years	1551	900	2551	450	\$ -
Maintenance Fees 7.5 years	1552	2,300	2552	1,150	\$ -
Maintenance Fees 11.5 years	1553	3,800	2553	1,900	\$ -
Surcharge - Late Payment 6 mos.	1554	130	2554	65	\$ -
Other fee					\$ -

Additional Fee Subtotal \$ 130

METHOD OF PAYMENT (Check all that apply)

☒ Credit Card (Provide credit card information and authorization on PTO-2038)

☒ Deposit Account No. 10-0233-COCH-0148-US1

For the above-identified deposit account, the Director is hereby authorized to:

- ☐ To charge the above-identified fee.
☒ To charge any additional fees which may be required under 37 CFR 1.16, 1.17, 1.18, 1.20 and 1.492 or credit any overpayment to the deposit account number listed above.

Submitted by:

Name Michael G. Verga Reg. No. 49,410
Firm Jagtiani + Gutttag
Address 10363-A Democracy Lane, Fairfax VA 22030
Telephone 703.591.2664 Fax 703.591.5907

Signature

January 5, 2006

Date

01/09/2006 MKAYPAGH 00000078 10537027

01 FC:1617

130.00 OP

Include duplicate copy if paying by deposit account